

206898

UNION PACIFIC RAILROAD COMPANY

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FREDERICK P. JOHNSTON, JR.
312-777-2047

December 19, 2002

VIA U.P.S. OVERNIGHT DELIVERY

Mr. Vernon Williams, Secretary
Surface Transportation Board
1925 "K" St., N.W., Room 504
Washington, DC 20423-0001

**RE: Docket AB-33 (Sub-No. 178X), Union Pacific Railroad Company
Abandonment Exemption - In Yuma and Maricopa Counties, Arizona
(Phoenix Subdivision) from M.P. 782.25 near Roll, Arizona to M.P. 858.86
near Arlington, Arizona, a Distance of 76.61 Miles**

MOTION TO AMEND NOTICE OF EXEMPTION

Dear Mr. Williams:

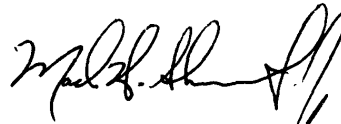
The Union Pacific Railroad Company ("Union Pacific") filed the above-referenced Notice of Exemption on November 3, 2002. In accordance with 49 C.F.R. § 1152.50(d)(2) the abandonment assuming all conditions have been complied with would be eligible for consummation on or after December 24, 2002 (at least 50 days after filing the Notice of Exemption). For various business reasons, it has been determined by the Union Pacific that the interests of all parties would be better served at this time if the subject Notice of Exemption pursuant to 49 C.F.R. § 1152 Subpart F was amended to provide for **the discontinuance of service only on the subject Line** at this time. Discontinuance of service will permit the Union Pacific to cease operations over the Line. The minimal salvage activity contemplated is to suspend maintenance of the grade crossings and signal systems along the Line and temporarily remove or pave over rail at certain grade crossing intersections as they require replacement or repair.

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Therefore, the Union Pacific Railroad Company respectfully requests that the Surface Transportation Board accept this amendment to the Union Pacific's Notice of Exemption in this matter and modify the Board's decision to reflect discontinuance of service over the Line rather than authority to abandon the Line.

Enclosed are an original and ten (10) copies of this Motion to Amend. Please file this Motion to Amend in Docket No. AB-33 (Sub No.178X). In that this is a supplemental filing to the original Notice of Exemption three disks in WordPerfect format are included for use by the Board.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Mack H. Shumate, Jr.", with a stylized flourish at the end.

Mack H. Shumate, Jr.
Senior General Attorney

Enclosures
cc: All parties of record

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SERVICE LIST

Arizona Department of Commerce
3800 North Central Avenue
Suite 1500
Phoenix, AZ 85012

Arizona Department of Environmental Quality
3033 North Central Avenue
Phoenix AZ 85012

National Park Service
William D. Shaddox
Chief, Land Resources Division
1849 "C" St., N.W., #MS2540
Washington, D.C. 20240

U.S. Department of Agriculture
Chief of the Forest Service
4th Floor NW, Auditors Bldg.
14th Street & Independence Ave., SW
Washington, D.C. 20250

Military Traffic Management Command
Transportation Engineering Agency
Attn: Railroads for National Defense
720 Thimble Shoals Blvd., Suite 130
Newport News, VA 23606-2574